IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 7412 of 2005

Between:

M/s. Sri Shanmuga Traders, D. No. 3-119-2, Railway Station Road, Venkatagiri, Nellore District, rep by Proprietor S. SHanmugavel

..... PETITIONER

AND

1.The Superintendent of Police Nellore District, Nellore
2.The Deputy Superintendent of Police, Gudur Sub-Division, Gudur, Nellore District
3.The Inspector of Police, Venkatagiri Police Station, Nellore District
4.The Sub Inspector of Police Venkatagiri Police Station, Nellore District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ or order or direction, preferable to the nature of Writ of Mandamus, declaring the action of the respondents in not allowing the petitioner to run the business of M/s. Sri Shanmuga Traders by orally ordering for its closure, situated in D. No. 3-119-2, Railway Station Road, Venkatagiri, Nellore district, as illegal, arbitrary, without authority of law and violation of Article 14, 19, 21 and 300A of constitution of India and consequently direct the respondents not to interfere with the petitioners business and pass such other order or orders as this Hon'ble Court may deem fit and proper in the interest of justice

Counsel for the Petitioner: MR.K.RATHANGA PANI REDDY

Counsel for the Respondent Nos.1 to 4: GP FOR HOME

The Court made the following:

THE HONOURABLE SRI JUSTICE D.S.R.VARMA

W.P.NO.7412 OF 2005

ORAL ORDER:

Heard both sides.

2. The grievance of the petitioner is that the police are interfering with his business coercing him from proceeding any further from the business.

3. The attitude of the police if really true cannot be supported by this Court. However, if any complaint is lodged against the petitioner before the police, by any person, the same can be investigated into and further steps can be taken, in accordance with law.

4. With the above observations, the writ petition is disposed of, at the stage of admission. However, there shall be no order as to costs.

D.S.R.VARMA, J

05TH APRIL, 2005

KRK/JSU

To:

1.The Superintendent of Police Nellore District, Nellore
2.The Deputy Superintendent of Police, Gudur Sub-Division, Gudur, Nellore District
3.The Inspector of Police, Venkatagiri Police Station, Nellore District
4.The Sub Inspector of Police Venkatagiri Police Station, Nellore District

5.Two CCs to the Government Pleader for Home, High Court Buildings, Hyderabad (OUT).

6.Two CD copies.

THE HONOURABLE SRI JUSTICE D.S.R.VARMA

W.P.NO.7412 OF 2005

05TH APRIL, 2005